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TO/COMPANY:

FAX/PHONE:

Examiner Kathleen M. Kerr  
Commissioner for Patents

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FROM: Jose J. Aparicio, Esq. Telephone #: 412 562-1421

Date: November 22, 2004

Additional Comments or Instructions:

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November 22, 2004

**VIA FACSIMILE AND REGULAR MAIL**

Examiner Kathleen M. Kerr  
Group Art Unit 1652  
Commissioner for Patents  
Post Office Box 1450  
Alexandria, VA 22313-1450

Re: RE Serial No. 09/722,441

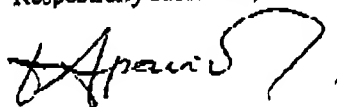
Dear Examiner Kerr:

Please find following facsimile copies of papers filed via Express Mail delivery of a Petition for Withdrawal from Issue under 37 C.F.R. § 1.313(c)(2), a Request for Continued Examination and Preliminary Amendment.

These documents are filed to correct obvious errors in the as-allowed claims that would not be appropriate for correction post-issuance with a Certificate of Correction because the corrections require the amendment of SEQ ID NO's to properly reflect the polynucleotide sequence limitation of each claim amended.

These facsimile papers are forwarded as a courtesy to you and are not intended to replace the papers mailed via Express Mail on today's date.

Respectfully submitted,



José J. Aparicio

JJA/

Enclosure

cc:

<b>CERTIFICATE OF MAILING BY "EXPRESS MAIL" UNDER 37 CFR 1.10 - SEPARATE PAPER</b>		<b>ATTORNEY'S DOCKET NO.</b>  030692
<b>IN RE APPLICATION OF:</b>  Paul Hanke, et al.		
<b>Application Serial No.:</b>  09/722,441		<b>Filing Date:</b>  November 28, 2000
<b>Title:</b>  Polynucleotide Encoding A Feedback Resistant Aspartokinase From Corynebacterium		
<b>Group Art Unit</b>  1652		<b>Examiner</b>  Kerr, Kathleen M.

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Ellie Pingree  
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*Ellie Pingree*  
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